

1 [Names and Addresses of Counsel
2 Appear on Signature Page]
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11 DERRICK SATCHELL, KALINI
12 BOYKIN, VALERIE BROWN, RICK
13 GONZALES, CYNTHIA GUERRERO,
14 RACHEL HUTCHINS, TYRONE
15 MERRITT, KELVIN SMITH, SR., and
16 KEN STEVENSON, on behalf of
themselves and all others similarly situated,

17 Plaintiffs,
18 v.
19 FEDEX EXPRESS, a Delaware
20 corporation,
21 Defendant.

Case No. C 03-2659 SI
CLASS ACTION

**STIPULATION AND [PROPOSED]
ORDER RE SCHEDULE FOR
ADDITIONAL REPORTS, REBUTTAL
REPORTS AND DEPOSITIONS OF
DRS. BAKER AND DROGIN AND
ADDITIONAL DEPOSITION DATES FOR
DRS. GREENWALD, ZEDECK, BIELBY,
AND CAMPION**

20 CALDWELL, et al.,
21 Plaintiffs,
22 vs.
23 FEDEX CORPORATION, et al.,
24 Defendants.

Case No. C 03-02878 SI

1 The parties, through their counsel, hereby stipulate and agree as follows:

2 1. On or before November 10, 2006 FedEx shall produce complete personnel
3 and payroll data for the period January 1, 2006 through September 30, 2006.

4 2. On December 20, 2006 the parties shall exchange, in electronic form,
5 additional statistical reports from Drs. Baker and Drogin. Dr. Drogin's report shall contain only
6 the analyses from his June 30, 2006 and September 8, 2006 reports, and the revised analyses
7 Dr. Drogin produced at the outset of his deposition on September 19, 2006, supplemented by the
8 data covering the period January 1, 2006 to September 30, 2006. Dr. Baker's report may only
9 contain (a) additional promotional analyses focused on any promotion claims covered by the
10 Court's September 19, 2006 Order regarding the promotion claims certified on behalf of the
11 hourly Minority Class, and (b) analyses from her June 30, and September 8 reports supplemented
12 by data covering the period January 1, 2006 to September 30, 2006.

13 3. By December 27, 2006 the parties shall produce to each other, in electronic
14 form, documents and data relating to the Baker and Drogin December 20 Reports.

15 4. By January 10, 2007, the parties shall exchange, in electronic form, rebuttal
16 reports of Drs. Drogin and Baker.

17 5. The parties shall complete the depositions of Drs. Baker and Drogin by
18 January 19, 2007.

19 6. Defendant shall complete the deposition of Dr. Zedeck on October 25,
20 2006.

21 7. Defendant shall complete the deposition of Dr. Greenwald on October 27,
22 2006.

23 8. Plaintiff shall complete the deposition of Dr. Campion on November 9
24 and 10, 2006.

25 9. Defendant shall complete the deposition of Dr. Bielby on November 13,
26 2006.

27 SO STIPULATED.

1 Dated: October 24, 2006

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1 Dated: October 24, 2006

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ORDER

The foregoing stipulation is approved, and IT IS SO ORDERED.

Dated: _____

Hon. Susan Illston
United States District Judge

Hon. Susan Illston

Hon. Susan H. Ison
United States District Judge